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LETTER DATED 10 DECEMBER 1991 FROM THE CHAIRMAN OF THE SECURITY COUNCIL COMMITTEE ESTABLISHED BY RESOLUTION 661 (1990) CONCERNING THE SITUATION BETWEEN IRAQ AND KUWAIT ADDRESSED TO THE PRESIDENT OF THE SECURITY COUNCIL

I have the honour to transmit herewith for the attention of the members of the Council the report of the Security Council Committee established by resolution 661 (1990) concerning the situation between Iraq and Kuwait pursuant to paragraph 6, subparagraph (f) of the guidelines to facilitate full international implementation of paragraphs 24, 25 and 27 of Security Council resolution 687 (1991).

The report was approved by the Committee on 10 December 1991.

(Signed) Peter HOHENFELLNER
Chairman
Security Council Committee established
by resolution 661 (1990) concerning
the situation between Iraq and Kuwait

Annex

Report of the Security Council Committee established by resolution 661 (1990) concerning the situation between Iraq and Kuwait pursuant to paragraph 6, subparagraph (f) of the guidelines to facilitate full international implementation of paragraphs 24, 25 and 27 of Security Council resolution 687 (1991)

1. The present report is submitted by the Security Council Committee established by resolution 661 (1990) of 6 August 1990 concerning the situation between Iraq and Kuwait in accordance with paragraph 6, subparagraph (f) of the guidelines, 1/ for facilitating full international implementation of paragraphs 24, 25 and 27 of Security Council resolution 687 (1991) of 3 April 1991 approved by Council resolution 700 (1991) of 17 June 1991.

2. The first report of the Committee was submitted on 13 September 1991. 2/ Under paragraph 6, subparagraph (f) of the guidelines, the Committee is required to report at 90-day intervals to the Security Council on the implementation of the arms and related sanctions against Iraq contained in the relevant resolutions of the Security Council.

3. By paragraph 12 of the guidelines, all States are requested to report to the Committee any information that may have come to their attention relating to possible violations of the arms and related sanctions against Iraq committed by other States or foreign nationals. During the period under review, no information, as requested by paragraph 12 of the guidelines, has been received by the Committee.

4. In accordance with paragraphs 13 and 15 of the guidelines, all States and international organizations ought to consult the Committee on the question of whether certain items fall within the provisions of paragraph 24 of resolution 687 (1991), as well as in cases relating to dual-use or multiple-use items, i.e. items meant for civilian use but with potential for diversion or conversion to military use. During the period under review, no States or international organizations have consulted the Committee on these questions.

5. By paragraph 14 of the guidelines, international organizations are requested to provide the Committee with any relevant information that may come to their attention. In that connection, the Committee received a letter from the Chairman of the Security Council Committee established by resolution 421 (1977) concerning the question of South Africa which the Committee considered and took note of at its 52nd meeting held on 18 October 1991.

6. In a note dated 2 October 1991, 3/ the President of the Security Council published the text of the statement made to the media, on behalf of the members of the Council. He stated that the members of the Council had held informal consultations on 2 October 1991 pursuant to paragraph 21 of resolution 687 (1991). After hearing all the opinions expressed in the course

of the consultations, the President of the Council concluded that there was no agreement that the necessary conditions existed for a modification of the regime established by paragraph 20 of resolution 687 (1991), as referred to in paragraph 21 of that resolution.

7. Since the submission of the previous report of the Committee on 13 September 1991, 2/ no allegations of violations, particularly in connection with paragraph 24 of resolution 687 (1991), have been reported to the Committee, apart from the letter mentioned in paragraph 5 above.

8. The Committee will continue its efforts to fulfil the mandate entrusted to it. The Committee recommends that the Secretary-General should send an early reminder to those States that have not yet replied in accordance with paragraph 4 of Security Council resolution 700 (1991) on measures they have instituted for meeting the obligations set out in paragraph 24 of Security Council resolution 687 (1991). 4/

Notes

1/ S/22660, annex.

2/ S/23036.

3/ S/23107.

4/ The States that have replied so far pursuant to paragraph 4 of Security Council resolution 700 (1991) are listed in the reports of the Secretary-General contained in documents S/22884, Add.1 and Add.2.